

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

LMG 3 MARKETING AND  
DEVELOPMENT CORP.,

Plaintiff,

v.

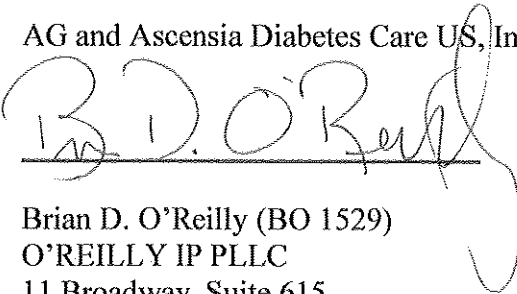
ASCENSIA DIABETES CARE HOLDINGS  
AG and ASCENSIA DIABETES CARE US,  
INC.

Defendants.

Civil Action No. 16-cv-04020

**DISMISSAL OF ACTION PURSUANT TO  
RULE 41(a)(1)(A)(i) WITH PREJUDICE**

Plaintiff LMG 3 Marketing and Development Corp., by its counsel O'Reilly IP  
PLLC, and pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure,  
hereby dismisses the above action against defendants Ascensia Diabetes Care Holdings  
AG and Ascensia Diabetes Care US, Inc., with prejudice.



Brian D. O'Reilly (BO 1529)  
O'REILLY IP PLLC  
11 Broadway, Suite 615  
New York, NY 10004  
Tel: (212) 390-0096  
Email: brian@oreillyip.com

Dated: October 7, 2016